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REQUEST

FOR

CONTINUED EXAMINATION (RCE)

TRANSMITTAL

Address to: Commissioner for Patents
Box RCE
Alexandria, VA 22313

| | |
|------------------------|------------------|
| Application Number | 09/431,546 |
| Filing Date | October 29, 1999 |
| First Named Inventor | Everett |
| Group Art Unit | 1635 |
| Examiner Name | S. McGarry |
| Attorney Docket Number | V46275.1520.1 |

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This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 C.F.R. §1.114.

a. ☐ Previously submitted

- i. ☐ Consider the amendment(s) (reply under 37 C.F.R. §1.116) previously filed on _____.
(Any unentered amendment(s) referred to above will be entered)
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other: _____

b. ☒ Enclosed

- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other: Terminal Disclaimer

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2. Miscellaneous.

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(l) required).
- b. ☐ Other: _____

3. Fees.

The RCE for under 37 C.F.R. §(e) is required by 37 C.F.R. §1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments to Deposit Account No. 09-0528. This form is submitted in duplicate.
 - i. ☒ RCE fee \$750.00 required under 37 C.F.R. §1.17(e)
 - ii. ☒ Extension of time fee (37 C.F.R. §1.136 and 1.17)
 - iii. ☒ Other: The Director is hereby authorized to charge any additional required fees and/or credit any overpayment or credits to Deposit Account No. 09-0528.
- b. ☐ Check in the amount of \$_____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|-------------------|-----------------------|-----------------------------------|-------------------|
| Name (Print Type) | David S. Bradin, Esq. | Registration No. (Attorney/Agent) | 37,783 |
| Signature | <i>David Bradin</i> | Date | September 8, 2003 |

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Alexandria, VA 22313, or facsimile transmitted to the U.S. Patent and Trademark Office on September 8, 2003

| | | | |
|-------------------|-----------------------|------|-------------------|
| Name (Print/Type) | Debra Quadagno | | |
| Signature | <i>Debra Quadagno</i> | Date | September 8, 2003 |

Page 1 of 2

This collection of information is required by 37 CFR 1.1114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Alexandria, VA 22313. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Box RCE, Alexandria, VA 22313

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.